

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Mar 25, 2025**

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

JENAY D.,<sup>1</sup>

Plaintiff,

v.

LELAND DUDEK, Acting  
Commissioner of Social Security,<sup>2</sup>

Defendant.

No. 1:24-cv-03176-EFS

**ORDER GRANTING THE PARTIES'  
STIPULATED MOTION FOR  
REMAND PURSUANT TO  
SENTENCE FOUR OF 42 U.S.C.  
§ 405(g)**

The parties agree that the matter should be reversed and remanded to the Commissioner of Social Security pursuant to sentence four of 42 U.S.C. § 405(g) for further administrative proceedings.

Consistent with the parties' agreement, **IT IS HEREBY ORDERED:**

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<sup>1</sup> For privacy reasons, the Court refers to every social security plaintiff by first name and last initial or by "Plaintiff." See LCivR 5.2(c).

<sup>2</sup> Leland Dudek became the Acting Commissioner of Social Security on February 17, 2025. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, and section 205(g) of the Social Security Act, 42 U.S.C. § 405(g), he is hereby substituted as the defendant.

1        1.        The parties' Stipulated Motion for Remand, **ECF No. 12**, is  
2                    **GRANTED.**

3        2.        This matter is **REVERSED** and **REMANDED** to the Commissioner  
4                    of Social Security for further administrative proceedings pursuant to  
5                    sentence four of 42 U.S.C. § 405(g). On remand, the Appeals Council  
6                    is to instruct the ALJ to: offer Plaintiff the opportunity for a hearing;  
7                    proceed through the sequential disability evaluation process,  
8                    including reevaluating whether Plaintiff can perform jobs that exist  
9                    in significant numbers in the national economy if necessary; and  
10                  issue a new decision.

11       3.        The Clerk's Office shall **TERM** the hearing and Plaintiff's brief, **ECF**  
12                    **No. 8**, enter **JUDGMENT** in favor of Plaintiff, and **CLOSE** the case.

13        **IT IS SO ORDERED.** The Clerk's Office is directed to enter this Order  
14 and provide copies to all counsel.

15        **DATED** this 25<sup>th</sup> day of March 2025.

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17                    EDWARD F. SHEA  
18                    Senior United States District Judge  
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